

J. H. Davis E 599257  
#25  
1/4/07

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re VEECO INSTRUMENTS, INC. :  
SECURITIES LITIGATION :  
----- X  
----- X  
THIS DOCUMENT RELATES TO: :  
ALL ACTIONS :  
----- X

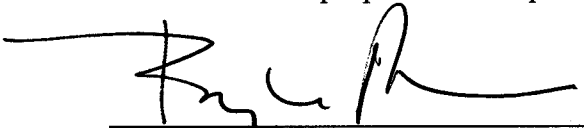
MDL No.: 7:05-md-01695-CM

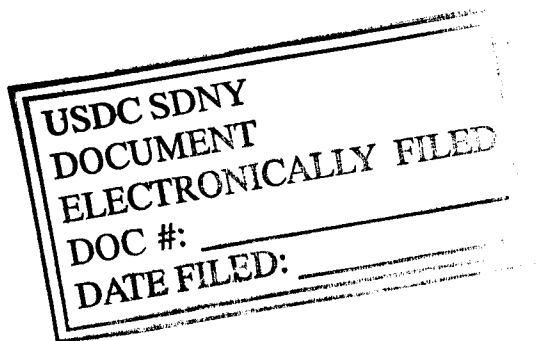
**NOTICE OF MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

FILED  
U.S. DISTRICT COURT  
2007 JAN - 4 A 11:  
S.D. OF N.Y. W.P.

**PLEASE TAKE NOTICE** that upon the annexed affidavit of Phyllis M. Parker, Esquire dated December 28, 2006, the undersigned will move this Court, pursuant to Rule 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, for an Order allowing Shoshana Savett to appear as counsel on behalf of Lead Plaintiff Steelworkers Pension Trust and the Class certified in the above action *Pro Hac Vice* for all purposes in this proceeding.

DATED: January 3, 2007

  
Phyllis M. Parker  
(Admitted attorney *Pro Hac Vice* by  
Order of 11/16/05)  
**BERGER & MONTAGUE, P.C.**  
1622 Locust Street  
Philadelphia, PA 19103  
(215) 875-3000  
[pparker@bm.net](mailto:pparker@bm.net)



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re VEECO INSTRUMENTS, INC. SECURITIES LITIGATION	X : : X	MDL No.: 7:05-md-01695-CM
THIS DOCUMENT RELATES TO: ALL ACTIONS	X : : X	<b>[PROPOSED] ORDER ON ADMISSION TO PRACTICE <i>PRO HAC VICE</i></b>

The motion for admission to practice *Pro Hac Vice* in the above captioned matter is granted. The admitted attorney, Shoshana Savett, is permitted to argue or try this particular case in whole or in part as counsel.

Such attorney admitted to practice *Pro Hac Vice* is required to pay a \$25.00 attorney admission fee and present this Order to the intake deputy clerk in the Clerk's Office within 10 business days.

This Order confirms her appearance as counsel in this case, and this Order will be entered on the Court's docket. A notation of this admission *Pro Hac Vice* for the above listed case will be made on the roll of attorneys.

The attorney admitted *Pro Hac Vice* must serve a copy of this Order on all other counsel in this case.

Dated: \_\_\_\_\_

cc: *Pro Hac Vice* Attorneys  
Court File

\_\_\_\_\_  
United States District Judge

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re VEECO INSTRUMENTS, INC. SECURITIES LITIGATION	X : : X	MDL No.: 7:05-md-01695-CM
THIS DOCUMENT RELATES TO:	X : : : : X	<b>AFFIDAVIT OF PHYLLIS M. PARKER IN SUPPORT OF MOTION TO ADMIT COUNSEL <i>PRO HAC VICE</i></b>
ALL ACTIONS	X	
Commonwealth of Pennsylvania	)	
County of Philadelphia	)	ss:

I, Phyllis M. Parker, an attorney admitted to practice before the Courts of the Commonwealth of Pennsylvania and admitted to practice *Pro Hac Vice* before the Court in this action, hereby affirms, under penalties of perjury, as follows:

1. I am a senior associate of Berger & Montague, P.C. which is the Lead Counsel for Lead Plaintiff Steelworkers Pension Trust and the Class in this Action. I am a member in good standing of the bar of the Commonwealth of Pennsylvania. Pursuant to this Court's Order of November 16, 2005, I have been admitted to practice *Pro Hac Vice* in this action. I submit this affidavit in support of the motion of Shoshana Savett that she be permitted to appear as counsel on behalf of Lead Plaintiff Steelworkers Pension Trust and the Class *Pro Vac Vice* for all purposes in this action, including, but not limited to, conferences, pleadings, motion practice, arguments and trial.


2. I am informed and believe that Shoshana Savett is a member in good standing of the bar of the U.S. District Court for the Eastern District of Pennsylvania. Shoshana Savett is an associate of Berger & Montague, P.C. which has its offices at 1622 Locust Street, Philadelphia, PA 19103-6365.

3. A Certificate of Good Standing from the U.S. District Court for the Eastern District of Pennsylvania for Shoshana Savett is annexed as Exhibit A.

4. It is my belief that the requirements of Local Civil Rule 1.3(c) of this Court are fully satisfied.

5. In its Order dated October 12, 2005 selecting Lead Plaintiff and Lead Counsel in this Action, the Court stated that it saw no need for and declined to appoint a local liaison counsel in this Action, because, *inter alia*, the attorneys from Berger & Montague who are appearing in this Action have been admitted *Pro Hac Vice* as temporary members of the Court and this is an electronic filing case. Accordingly, as a lawyer admitted to practice *Pro Hac Vice* in this action, I am respectfully submitting this affidavit in support of the motion without local counsel.

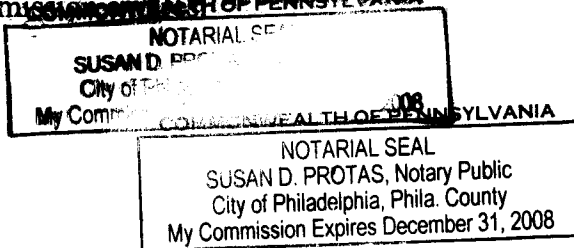
6 Accordingly, I respectfully request that the motion be granted and the Court sign the proposed order annexed as Exhibit B. The \$25.00 fee will be paid upon presentation of the Order to the Clerk.

  
Phyllis M. Parker

Subscribed and sworn to before me  
this 3 day of January, 2007.

  
Susan D. Protas

Notary Public, Commonwealth of Pennsylvania  
My commission expires December 31, 2008



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re VEECO INSTRUMENTS, INC. :  
SECURITIES LITIGATION :  
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MDL No.: 7:05-md-01695-CM

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**AFFIDAVIT OF Shoshana Savett  
IN SUPPORT OF MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

Commonwealth of Pennsylvania )  
County of Philadelphia )

ss:

Shoshana Savett, being duly sworn, hereby deposes and says:

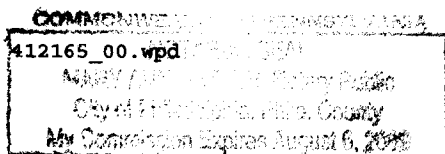
1. I am an associate with the law firm of Berger & Montague, P.C.
2. I submit this affidavit in support of the motion for my admission to practice *Pro Hac Vice* in the above captioned matter.
3. As shown in the Certificate of Good Standing annexed hereto, I am a member in good standing of the bar of the U.S. District Court for the Eastern District of Pennsylvania.
4. There are no pending disciplinary proceedings against me in any state or federal court.
5. Wherefore, I respectfully submit that I be permitted to appear as counsel and advocate *Pro Hac Vice* in this one case.

Shoshana Savett  
Shoshana Savett (PA #91601)  
Berger & Montague, P.C.  
1622 Locust Street  
Philadelphia, PA 19103  
(215) 875-3000  
[stsavett@bm.net](mailto:stsavett@bm.net)

Subscribed and sworn to before me  
this 2nd day of January, 2007.

Mary Ann Gatter

Notary Public, Commonwealth of Pennsylvania  
My commission expires:



**CERTIFICATE OF GOOD STANDING**

UNITED STATES OF AMERICA

EASTERN DISTRICT OF PENNSYLVANIA



I, Michael E. Kunz, Clerk of the United States District Court for the Eastern District of Pennsylvania,

DO HEREBY CERTIFY That Shoshana Savett , Bar # 91601, was duly admitted to practice in said Court on May 13, 2004, and is in good standing as a member of the bar of said Court.

DATED at Philadelphia, Pennsylvania

MICHAEL E. KUNZ

Clerk of Court

on December 20, 2006.

BY  
Aida Ayala,

Deputy Clerk

**CERTIFICATE OF SERVICE**

I hereby certify that on January 3, 2007, I caused a true and correct copy of Notice of Motion to Admit Counsel *Pro Hac Vice*; Affirmation of Phyllis M. Parker in Support of Motion to Admit Counsel *Pro Hac Vice*; and Affidavit of Shoshana T. Savett in Support of Motion to Admit Counsel *Pro Hac Vice* to be served upon the following Counsel via electronic filing:

John A. Herfort, Esq.  
Robert J. Serio, Esq.  
J. Ross Wallin, Esq.  
Colin R. Young, Esq.  
**GIBSON, DUNN & CRUTCHER LLP**  
200 Park Avenue  
New York, NY 10166

***Counsel for Defendants***

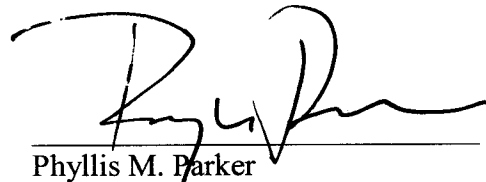
Robert I. Harwood, Esq.  
Jeffrey M. Norton, Esq.  
Jennifer K. Hirsh, Esq.  
**WECHSLER HARWOOD LLP**  
488 Madison Avenue  
New York, NY 10022

***Counsel for Derivative Plaintiffs***

Nadeem Faruqi, Esq.  
Shane T. Rowley, Esq.  
Beth Keller, Esq.  
**FARUQI & FARUQI LLP**  
320 East 39<sup>th</sup> Street  
New York, NY 10016

Brian D. Penny, Esq.  
**GOLDMAN SCARLATO & KARON, P.C.**  
101 West Elm Street  
Conshohocken, PA 19428

***Counsel for Derivative Plaintiffs***



Phyllis M. Parker